

Notice of Proposed Action

By the

State of Nevada

The Administrator of the Division of Environmental Protection gives notice that an application for a new Water Pollution Control Permit for the **Franklin Lake Resources Pilot/Testing Project**, a beneficiation facility, has been properly filed with the Division of Environmental Protection in Carson City. The applicant for Water Pollution Control Permit **NEV2003104** is:

**Franklin Lake Resources, Inc.
172 Starlite Street
South San Francisco, California 94080**

The facility is located on private land in Nye County, within Section 1, Township 17 South, Range 40 East, Mount Diablo Baseline and Meridian, approximately 40 air miles northwest of the town of Pahrump.

The project consists of a pilot/testing beneficiation facility, designed to extract precious metals, with a maximum permitted production rate of 1,000 tons of ore per year for a maximum of two years. The facility is comprised of physical separation components and chemical beneficiation components enclosed in a large process building. Facilities are required to be designed, constructed, operated and closed without any discharge or release in excess of those standards established in regulation except for meteorological events which exceed the design storm event.

The Administrator is constrained to either issue the Water Pollution Control Permit or to deny the application. The Administrator has made the tentative decision to issue the permit.

Persons wishing to comment upon the proposed Water Pollution Control Permit, to recommend terms and conditions for consideration of incorporation into the permit, or who request a public hearing pursuant to Nevada Administrative Code, NAC Chapter 445A, must submit their written comments, objections, or requests no later than 5:00 PM on the 30th day following the date of publication of this notice to:

Division of Environmental Protection
Bureau of Mining Regulation and Reclamation
901 South Stewart Street, Suite 4001
Carson City, Nevada 89701-5249

All comments or objections received during the public notice period will be considered in the final determination regarding this Water Pollution Control

Permit. If the Division determines written comments or requests indicate a significant degree of public interest in this matter, the Administrator shall schedule a public hearing in accordance with the requirements of NAC 445A.405.

The draft Water Pollution Control Permit and all application documents are on file at the Division and are available for public inspection and copying pursuant to NRS 445A.665. For more information, contact Bob Carlson at (775) 687-9401 or visit our website at <http://ndep.nv.gov/bmrr/bmrr01.html>